



3723

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION EXAMINING OPERATIONS /

Applicant : Benjamin C. Rivera Group Art Unit: 3723
Serial No. : 10/066,087 Examiner : Shakera, Hadi
Filed : Jan. 30, 2002
Title : TOOL FRAME MEMBER INCLUDING SPRING

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
IN ACCORDANCE WITH 37 CFR §1.98

1600 ODS Tower
601 S.W. Second Avenue
Portland, Oregon 97204-3157

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits herewith copies of patents, publications and photographs of prior art of which applicant is aware and which applicant desires to have considered by the Patent Office in accordance with 37 CFR §1.97(c)(2).

In accordance with 37 CFR §1.97(h), the filing of this Information Disclosure Statement will not be regarded as an admission that any patent or publication or combination of patents referred to herein is, or is considered to be, material to patentability under 37 CFR §1.56(b) unless specifically designated as such.

10/19/2005 DEMMANU1 00000030 10066087

01 FC:1806

180.00 OP

The Commissioner is authorized to charge any additional fees not included herein or deposit any overpayment of fees to deposit account 03-1550.

Enclosed herewith is a list of references cited. Only photographs of non-patent prior art are included with this Information Disclosure Statement. Applicant respectfully requests that the Examiner initial this form where indicated and return an acknowledgment copy to the applicant to confirm that the listed references were received and considered.

The person making this statement is the attorney who signs below on the basis of the information supplied by the inventor and the information in his file.

Respectfully submitted,

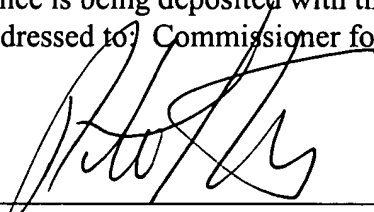


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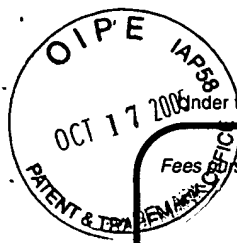
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA., on October 13 2005.

Dated: October 13 2005



Peter Staples



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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL for FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$180.00

Complete if Known

Application Number	10/066,087
Filing Date	January 30, 2002
First Named Inventor	Benjamin C. Rivera
Examiner Name	Hadi Shakeri
Art Unit	3723
Attorney Docket No.	JPS0756.0712

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify) : _____

☒ Deposit Account Deposit Account Number: 03-1550 Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) ☒ Credit any overpayments

Under 37 CFR 1.16 and 1.17

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues) Fee (\$)

Each independent claim over 3 (including Reissues) Fee (\$)

Multiple dependent claims Fee (\$)

Total Claims Extra Claims Fee(\$)

-20 or HP= x = .00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee(\$)

- 3 or HP= x = -0-

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = / 50 = (round up to a whole number) x =

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge) : Supplemental Information Disclosure Statement \$180.00

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	30,690	Telephone	(503) 227-5631
Name (Print/Type)	J. Peter Staples	Date	Oct. 13, 2005		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/066,087
Filing Date	Jan. 30, 2002
First Named Inventor	Benjamin C. Rivera
Art Unit	3723
Examiner Name	Shakera, Hadi
Attorney Docket Number	0756.0712

Sheet	1	of	2
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U. S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant, Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-4,759,645	07-26-1988	Kuo	(Hex Key Wrench)
	AB	US-Des. 382,182	08-12-1997	Seber, et. al.	(Bucktool)
	AC	US-Des. 385,168	10-21-1997	Rivera	(MICRA)
	AD	US-Des. 403,944	01-12-1999	Rivera	(MICRA)
	AE	US-Des. 405,675	02-16-1999	Rivera	(WAVE)
	AF	US-Des. 406,508	03-09-1999	Rivera	(SIDECLIP)
	AG	US-Des. 406,509	03-09-1999	Rivera	(SIDECLIP)
	AH	US-Des. 410,828	06-08-1999	Rivera	(SIDECLIP)
	AI	US-5,978,993	11-09-1999	Rivera	(Comfortable handles)
	AJ	US-5,979,059	11-09-1999	Leatherman, et. al.	(Super Tool Blade Lock)
	AK	US-Des. 417,601	12-14-1999	Rivera	(MICRA)
	AL	US-Des. 428,791	08-01-2000	Anderson, et. al.	(FLAIR)
	AM	US-6,098,225	08-08-2000	McIntosh	(Bear Shears)
	AN	US-6,105,189	08-22-2000	Nabors, et. al.	(Coleman)
	AO	US-Des. 429,989	08-29-2000	Rivera	(PULSE)
	AP	US-6,128,805	10-10-2000	Rivera	(WAVE)
	AQ	US-Des. 446,709	08-21-2001	Rivera	(JUICE)
	AR	US-Des. 447,041 S	08-28-2001	Rivera	(JUICE)
	AS	US-6,289,768 B1	09-18-2001	Anderson, et al.	(FLAIR)
	AT	US-6,293,018 B1	09-25-2001	Rivera	(S/H MICRA)
	AU	US-6,389,625 B1	05-21-2002	Rivera	(PULSE)
	AV	US-6,430,768 B2	08-13-2002	McIntosh	(Bear Adjustable)
	AW	US-Des. 470,031 S	02-11-2003	Rivera	(JUICE)
	AX	US-6,622,328 B2	09-23-2003	Rivera	(SQUIRT)
	AY				

INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known				
				Application Number		10/066,087		
				Filing Date		Jan. 30, 2002		
				First Named Inventor		Benjamin C. Rivera		
				Art Unit		3723		
				Examiner Name		Shakera, Hadi		
Sheet	2	of	2	Attorney Docket Number		0756.0712		
Examiner Initials	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document		Pages, Columns, Lines, Where Relevant, Passages or Relevant Figures Appear	T ⁶
								<input type="checkbox"/>
								<input type="checkbox"/>
								<input type="checkbox"/>

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known		
				Application Number		
				Filing Date		
				First Named Inventor		
				Art Unit		
				Examiner Name		
Sheet		of		Attorney Docket Number		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Photographs, labeled A-C, of Gerber multi-function tool having channel-shaped handle with a leaf spring in the channel. The channel walls are rolled tightly inwardly to present a smoother surface to the hand.	<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.